

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

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|------------------------|---|----------------------------|
| IN RE PARACELSUS CORP. | § | |
| SECURITIES LITIGATION | § | CIVIL ACTION NO. H-96-3464 |

**ORDER APPROVING FINAL DISBURSEMENT AND
DISTRIBUTION OF REMAINING SETTLEMENT FUNDS TO CHARITY**

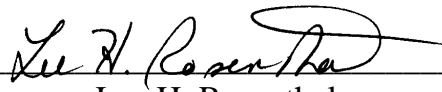
On July 22, 1999, United States District Court Judge Ewing Werlein, Jr. entered an Order and Final Judgment approving the settlement of the above action as fair and reasonable and directing the parties to proceed with the administration of the settlement under the terms of the Stipulation of Settlement. On December 22, 1999, Judge Werlein entered an Administrative Order authorizing the distribution of the net settlement fund to authorized claimants. When the distribution process ended, there remained a total of \$46,463.88, consisting of \$30,994.89 in uncashed and undeliverable funds from the settlement fund and an additional \$15,468.99 set aside for payment of taxes interest earned and a tax refund.

Plaintiffs' lead counsel moved for an order paying the Garden City Group from the settlement fund and distributing the remaining settlement funds to the Institute for Law and Economic Policy. This court has reviewed plaintiffs' lead counsel's Amended Motion for Approval of Final Disbursement and Distribution of Remaining Settlement Funds to Charity, and the affidavit of Edward A. Grossmann, Esquire. As explained in the Memorandum and Opinion issued on even date, the record shows that the Garden City Group, Inc., the court-approved claims administrator, has incurred \$15,916.82 in unbilled fees and expenses in

connection with the claims administration of the action. The record also shows that it would be economically and practically unfeasible to distribute the \$30,994.89 remaining to the class, because it would be unfeasible to find the eligible class members who did not receive and cash their settlement checks or to allocate on a pro rata basis the undistributed funds to send to the class members who did receive and cash their checks.

Plaintiffs' lead counsel's amended request for approval of payment of incurred administrative fees and expenses of the Garden City Group from the settlement fund is granted. The balance of the remaining funds, \$30,546.06, will be distributed to the Institute for Law and Economic Policy, 1845 Walnut Street, Suite 2300, Philadelphia, Pennsylvania 19103.

SIGNED on February 6, 2007, at Houston, Texas.



Lee H. Rosenthal
United States District Judge